



IPW

PTO/SB/21 (08-03)  
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/632,003
	Filing Date	7/30/2003
	First Named Inventor	Scott Watson
	Art Unit	2623
	Examiner Name	Kieu-oahn T. Bui
Total Number of Pages in This Submission	Attorney Docket Number	038.P006

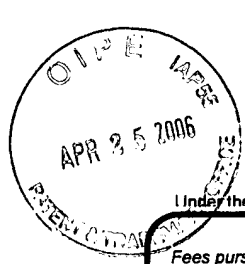
ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Forms PTO/SB/08A & 08B, copies of foreign references and articles.
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Steven J. Munson Berkeley Law and Technology Group
Signature	
Date	April 20, 2006

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Tamara R. Daw		
Signature		Date	April 20, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: **Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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Effective on 12/08/2004.  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL

## For FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** (\$) 180.00

### Complete if Known

Application Number	10/632,003
Filing Date	7/30/2003
First Named Inventor	Scott Watson
Examiner Name	Kieu-oahn T. Bui
Art Unit	2623
Attorney Docket No.	038.P006

### METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_

☒ Deposit Account Deposit Account Number: 50-3130 Deposit Account Name: Berkeley Law & Technology

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

### FEE CALCULATION

#### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

#### 2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180
<b>Total Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>
- 20 or HP = _____ x _____ = _____		
HP = highest number of total claims paid for, if greater than 20.		
<b>Indep. Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>
- 3 or HP = _____ x _____ = _____		
HP = highest number of independent claims paid for, if greater than 3.		

#### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____				

#### 4. OTHER FEE(S)

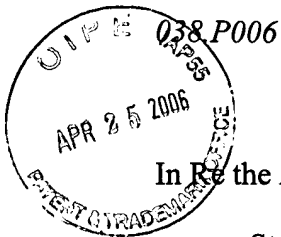
Non-English Specification, \$130 fee (no small entity discount)	<b>Fees Paid (\$)</b>
Other (e.g., late filing surcharge): <u>IDS Fee</u>	180.00

### SUBMITTED BY

Signature		Registration No. (Attorney/Agent) 47,812	Telephone 503.439.6500
Name (Print/Type)	Steven J. Munson		Date April 20, 2006

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Patent

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re the Application of:

Steven T. Kirsch

Application No.: 10/632,003

Filed: 7/30/2003

For: SYSTEM FOR THE DELIVERY  
AND DYNAMIC PRESENTATION OF  
LARGE MEDIA ASSETS OVER  
BANDWIDTH CONSTRAINED  
NETWORKS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1460

Art Unit: 2623

Examiner: Kieu-oahn T. Bui

*I hereby certify that this correspondence is being deposited with  
the U.S. Postal Service with sufficient postage as first class mail in  
an envelope addressed to: Commissioner for Patents, P.O. Box  
1450, Alexandria, Virginia 22313-1450 on:*

April 20, 2006  
Date of Mailing

Tamara R. Daw

Name of Person Mailing Correspondence

Tamara R. Daw

Signature

4/20/06  
Date

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97**

Sir:

In accordance with the duty of disclosure, enclosed are copies of the Information Disclosure Statement by Applicant (forms PTO/SB08A & 08B), which is being submitted after the mailing of the First Office Action. It is respectfully requested that the cited document(s) be considered and that the enclosed copies of PTO/SB/08A & 08B be initialed by the Examiner to indicate such consideration and a copy thereof returned to Applicant(s).

The submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made in the subject application and is not to be construed as an admission that the information cited in this statement is material to patentability.

04/26/2006 EAREGAY1 00000039 503130 10632003

01 FC:1006 160.00 DA


On page 4 of form PTO/SB/08B, we have cited an article entitled "Breaking the Streaming Cost Barrier." We have enclosed the best available copy of this article.

This Information Disclosure Statement is being submitted pursuant to 37 C.F.R. 1.97(c). Please charge our Deposit Account for the fee set forth in §1.17(p). A fee transmittal is enclosed for this purpose.

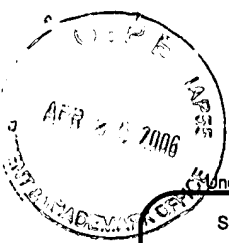
Respectfully submitted,

BERKELEY LAW AND TECHNOLOGY GROUP

Dated: 4/20/06

  
\_\_\_\_\_  
Steven J. Munson  
Reg. No. 47,812

Berkeley Law and Technology Group  
1700 NW 167<sup>th</sup> Place, Suite 240  
Beaverton, OR 97006  
Customer No. 43831



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Substitute for form 1449/PTO

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

## Complete if Known

Application Number	10/632,003
Filing Date	7/30/2003
First Named Inventor	Scott Watson
Art Unit	2623
Examiner Name	Kieu-oahn T. Bui
Attorney Docket Number	038.P006

Sheet 1 of 4

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US- 6,732,366	5/4/2004	Russo	
		US- 6,609,097	8/19/2003	Costello et al.	
		US- 6,608,994	8/19/2003	Wegener et al.	
		US- 6,330,334	12/11/2001	Ryan	
		US- 6,025,868	2/15/2000	Russo	
		US- 5,966,440	10/12/1999	Hair	
		US- 4,768,087	8/30/1988	Taub et al.	
		US- 5,818,441	10/6/1998	Throckmorton et al.	
		US- 5,815,671	9/29/1998	Morrison	
		US- 5,809,472	9/15/1998	Morrison	
		US- 5,751,806	5/12/1998	Ryan	
		US- 5,734,823	3/31/1998	Saigh et al.	
		US- 5,675,734	10/7/1997	Hair	
		US- 5,654,747	8/5/1997	Ottesen et al.	
		US- 5,619,247	4/8/1997	Russo	
		US- 5,590,195	12/31/1996	Ryan	
		US- 5,524,051	6/4/1996	Ryan	
		US- 5,406,626	4/11/1995	Ryan	
		US- 5,191,573	3/2/1993	Hair	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> *Number <sup>4</sup> ~Kind Code <sup>5</sup> (if known)				
		WO 02/35377 A2	5/2/02	Armstrong et al		
		WO 01/90946 A2	11/29/01	Reisman		
		WO 99/27460	6/3/99	Belov et al.		

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Substitute for form 1449/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

*(Use as many sheets as necessary)*

Sheet	2	of	4
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**Complete if Known**

Application Number	10/632,003
Filing Date	7/30/2003
First Named Inventor	Scott Watson
Art Unit	2623
Examiner Name	Kieu-oahn T. Bui
Attorney Docket Number	038.P006

## U. S. PATENT DOCUMENTS

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Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US- 20050044280	2/24/2005	Reisman	
		US- 20040260786	12/23/2004	Barile	
		US- 20040186738	9/23/2004	Reisman	
		US- 20040031058	2/12/2004	Reisman	
		US- 20040003102	1/1/2004	DuVall et al.	
		US- 20030229900	12/11/2003	Reisman	
		US- 20030217113	11/20/2003	Katz et al.	
		US- 20030172075	9/11/2003	Reisman	
		US- 20030078986	4/24/2003	Ayres et al.	
		US- 20020198953	12/26/2002	O'Rourke et al.	
		US- 20020129094	9/12/2002	Reisman	
		US- 20020069282	6/6/2002	Reisman	
		US- 20020059499	5/16/2002	Hudson	
		US- 6,888,477	5/3/2005	Lai et al.	
		US- 6,807,558	10/19/2004	Hassett et al.	
		US- 6,807,550	10/19/2004	Li et al.	
		US- 6,769,009	7/27/2004	Reisman	
		US- 6,745,368	6/1/2004	Boucher et al.	
		US- 6,728,763	4/27/2004	Chen	

## FOREIGN PATENT DOCUMENTS

[illegible]

Examiner Signature		Date Considered	
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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 3 of 4**Complete if Known**

Application Number	10/632,003
Filing Date	7/30/2003
First Named Inventor	Scott Watson
Art Unit	2623
Examiner Name	Kieu-oahn T. Bui
Attorney Docket Number	038.P006

**U. S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US- 6,658,464	12/2/2003	Reisman	
		US- 6,611,862	8/26/2003	Reisman	
		US- 6,594,692	7/15/2003	Reisman	
		US- 6,557,054	4/29/2003	Reisman	
		US- 6,226,684	5/1/2001	Sung et al.	
		US- 6,173,311	1/9/2001	Hassett et al.	
		US- 6,138,162	10/24/2000	Pistriotto et al.	
		US- 6,125,388	9/26/2000	Reisman	
		US- 5,740,549	4/14/1998	Reilly et al.	
		US- 5,694,546	12/2/1997	Reisman	
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		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				

Examiner  
SignatureDate  
Considered

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Substitute for form 1449/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>		<b>Complete if Known</b>	
		Application Number	10/632,003
		Filing Date	7/30/2003
		First Named Inventor	Scott Watson
		Art Unit	2623
		Examiner Name	Kieu-oahn T. Bui
Sheet 4	of 4	Attorney Docket Number	038.P006

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		"Breaking the Streaming Cost Barrier;" < <a href="http://www.centerspan.com/technology/streaming_comparison_whitepaper.pdf">http://www.centerspan.com/technology/streaming_comparison_whitepaper.pdf</a> >	
		"How RealSystem Proxy 8 Works;" < <a href="http://www.service.real.com/help/library/whitepapers/rproxy/htmfiles/proxy25.htm">http://www.service.real.com/help/library/whitepapers/rproxy/htmfiles/proxy25.htm</a> >	

Examiner Signature		Date Considered	
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<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

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